IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION.
INCOME TAX APPLICATION No.195/2002.

The Commissioner of Income Tax,
Mumbai City, Mumbai. ..Applicant.

Vs.

Indian Express Newspapers,
(Mumbai) Pvt. Ltd.
Express Towers, Nariman Point,
Mumbai. ..Respondent.

Mr Ashok Kotangale with P.S. Sahadevan for
the Applicant.

Mr P.S. Pardiwala with Vinayak Shetye & Amit
Joshi i/b Ms Poorvi Kamani for Respondent.

CORAM:DR.S. RADHAKRISHNAN
AND V.C. DAGA,JJ.
DATED:26TH MARCH, 2007.

P.C.:-

1. Heard the learned counsel for the applicant and the learned counsel for the respondent.

2. The above matter is pertaining to the assessment years 1974-75 to 1977-78. The Tribunal has clearly observed that the identical issue arose in the assessee's appeal for the assessment years 1969-70 and 1970-71. The Tribunal has upheld the order of the Commissioner of the Income Tax. It appears that the applicant has not carried the matter

further and accepted the same.

3. Under the aforesaid matter, we are not inclined to grant this application. Hence, the application stands dismissed.

(V.C. DAGA,J.) **(DR.S. RADHAKRISHNAN,J.)**